

**KELLEY DRYE & WARREN LLP**

A LIMITED LIABILITY PARTNERSHIP

**WASHINGTON HARBOUR, SUITE 400**

**3050 K STREET, NW**

**WASHINGTON, D.C. 20007-5108**

NEW YORK, NY

CHICAGO, IL

STAMFORD, CT

PARSIPPANY, NJ

BRUSSELS, BELGIUM

AFFILIATE OFFICES

MUMBAI, INDIA

FACSIMILE

(202) 342-8451

www.kelleydrye.com

(202) 342-8400

DENISE N. SMITH

DIRECT LINE: (202) 342-8614

EMAIL: dsmith@kelleydrye.com

February 27, 2012

**VIA ECFS**

Marlene H. Dortch  
Secretary  
Federal Communications Commission  
445 12th Street, S.W.  
Washington, DC 20554

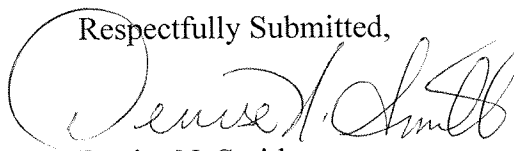
Re: Annual Customer Proprietary Network Information Compliance  
Certification; EB Docket No. 06-36

Dear Ms. Dortch:

On behalf of Cablevision Lightpath, Inc., Cablevision Lightpath NJ, Inc. d/b/a Optimum Lightpath and Cablevision Lightpath CT, Inc. d/b/a Optimum Lightpath (collectively "Cablevision Lightpath") and pursuant to 47 C.F.R. § 64.2009(e), attached please find Cablevision Lightpath's 2012 Annual Customer Proprietary Network Information Compliance Certification.

Please contact the undersigned at (202) 342-8614 if you have any questions regarding this filing.

Respectfully Submitted,



Denise N. Smith

Counsel to Cablevision Lightpath, Inc.,  
Cablevision Lightpath NJ, Inc. d/b/a Optimum  
Lightpath and Cablevision Lightpath CT, Inc.  
d/b/a Optimum Lightpath

**CABLEVISION LIGHTPATH, INC.****ANNUAL 47 C.F.R. § 64.2009(e) CPNI CERTIFICATION****EB DOCKET 06-36**

Annual Section 64.2009(e) CPNI Certification for 2012 covering the prior calendar year 2011.

Name of Companies: Cablevision Lightpath, Inc.  
Cablevision Lightpath NJ, Inc. d/b/a Optimum Lightpath  
Cablevision Lightpath CT, Inc. d/b/a Optimum Lightpath

Form 499 Filer IDs: Cablevision Lightpath, Inc.: 809451  
Cablevision Lightpath NJ, Inc. d/b/a Optimum Lightpath: 819612  
Cablevision Lightpath CT, Inc. d/b/a Optimum Lightpath: 820423

Name of Signatory: David Pistacchio

Title of Signatory: President

I, David Pistacchio, certify that I am an officer of the company named above ("Company"), and acting as an agent of the Company, that I have personal knowledge that the Company has established operating procedures that are adequate to ensure compliance with the Federal Communications Commission's ("Commission's") Customer Proprietary Network Information ("CPNI") rules. *See* 47 C.F.R. § 64.2001 *et seq.*

Attached to this certification is an accompanying statement explaining how the Company's procedures ensure that the Company is in compliance with the requirements set forth in section 64.2001 *et seq.* of the Commission's rules. *See* 47 C.F.R. § 64.2009(e).

The Company did not receive any customer complaints during the above-referenced certification period concerning the unauthorized release of customer CPNI. The Company has not taken any actions (*i.e.* proceedings instituted or petitions filed at either state commissions, the court system, or at the Commission) against data brokers during the above-referenced certification period. The Company also has no knowledge or experience regarding the specific processes pretexters are using to attempt to access CPNI. The steps that the Company is taking to protect CPNI are described in the attached statement that summarize the Company's operating procedures for compliance with the Commission's CPNI rules.

Dated: 2-27-12

Signed: 

David Pistacchio

President

Cablevision Lightpath, Inc.

Cablevision Lightpath NJ, Inc.

Cablevision Lightpath CT, Inc.

**STATEMENT REGARDING OPERATING PROCEDURES  
IMPLEMENTING 47 C.F.R. SUBPART U  
GOVERNING USE OF  
CUSTOMER PROPRIETARY NETWORK INFORMATION (CPNI)**

Cablevision Lightpath, Inc., Cablevision Lightpath NJ, Inc., and Cablevision Lightpath CT, Inc. (collectively, "the Company" or "Cablevision") are committed to protecting the privacy of its customers' confidential and proprietary information and has established operating procedures to protect CPNI. The following statement explains the internal procedures of the Company to ensure that it is in compliance with the CPNI rules of the Federal Communications Commission ("Commission" or "FCC").

**A. Use of CPNI**

1. The Company uses CPNI for the purpose of providing a customer with the requested service. The Company also uses CPNI for various purposes permitted by law. For example, the Company may use, disclose or permit access to CPNI:

- a. to initiate, render, bill, and collect for its telecommunications services;
- b. to protect the rights or property of the Company, or to protect users of those services and other services providers from fraudulent, abusive, or unlawful use of, or subscription to, such services;
- c. to provide inbound telemarketing, referral, or administrative services to the customers for the duration of the call, if such call is initiated by the customer and the customer approves of the use of such CPNI to provide such service;
- d. for purpose of providing carrier premise equipment ("CPE") and call answering, voice mail or messaging, voice storage and retrieval services, fax store and forward, protocol conversion;
- e. for the provision of inside writing, installation, maintenance, repair services;
- f. to market services within the categories of service to which the customer already subscribes; and
- g. to market services formerly known as adjunct services, such as, but not limited to, speed dialing, computer provider directory assistance, call monitoring, call tracing, call blocking, call return, repeat dialing, call tracking, call waiting, caller ID, call forwarding and certain Centrex features.

2. The Company does not use, disclose, or permit access to CPNI to market service offerings that are within a category of service to which the customer does not already subscribe from Cablevision, unless the Company obtains proper customer approval in accordance with Commission rules and regulations. The Company does not use CPNI to identify or track customers that call competing service providers.

**B. Protection of CPNI**

3. The Company serves business customers only and, therefore, the Company requires that each business customer have a contractual arrangement that addresses the protection of CPNI as well as dedicated account representative. While the Company may provide access to some forms of CPNI according to the terms of the arrangements with each business customer, the Company does not provide Call Detail Record ("CDR") information over the phone to customers who contact the Company. Additionally, the Company does not provide access to CPNI online unless the customer provides a valid password.

### **C. Law Enforcement and Required Disclosures**

4. Cablevision must disclose CDR CPNI upon affirmative written request by the Customer to any person designated by the Customer. The Customer's written request will be verified by the Company. All written requests or subpoenas for CPNI are processed by the Company's Corporate Compliance Department.

5. Within 7 days of a reasonable determination of breach (*i.e.*, when a third party intentionally gained access to, used or disclosed CPNI without customer authorization), the Company will notify the U.S. Secret Service ("USSS") and the Federal Bureau of Investigation ("FBI") of the breach via the central reporting facility [www.fcc.gov/eb/cpni](http://www.fcc.gov/eb/cpni).

- After 7 days of USSS and FBI notice, if Cablevision has not received written direction from USSS or FBI, Cablevision will notify the customer of the breach, unless the USSS and FBI have extended the period for such notice.
- For 2 years following USS and FBI notice, Cablevision will maintain a record of: (1) discovered breaches; (2) notifications to USSS and FBI; (3) USSS and FBI responses; (4) dates breaches discovered; (5) dates INS notified USSS and FBI; (6) details of CPNI breached; and (7) circumstances of breaches.
- If there is a possibility of immediate and irreparable harm, Cablevision may notify the customer immediately after consultation with law enforcement.

### **D. Training, Recordkeeping and Enforcement**

6. The Company employees are trained as to the proper protection, uses and treatment of CPNI, including familiarity with the Company's internal CPNI policies and procedures.

7. In the event that the Company uses CPNI for sales or marketing campaigns, the Company will maintain a record of sales and marketing campaigns that use CPNI, including any instances when CPNI is disclosed or provided to third parties or when third parties are allowed access to CPNI. The record is required to include a description of each campaign, the specific CPNI that was used in the campaign, what products and services were offered as part of the campaign. Such records are required to be retained for at least 1 year following the sales and marketing campaign.

8. The Company maintains a supervisory review process regarding compliance with the rules for outbound marketing situations and maintains records of compliance for a minimum of 1 year following the supervisory review.

9. The Company employs appropriate remedies against those persons violating the Company's internal CPNI policies and procedures. Remedies may include, but are not limited to, financial, legal or disciplinary actions including termination and referrals to law enforcement when appropriate.